

March 25, 2013

GLORIA L. FRANKLIN, CLERK  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 CAMPEAU GOODSELL SMITH, L.C.  
 2 WILLIAM J. HEALY, #146158  
 2 KARI S. BOWYER, #257033  
 3 440 N. 1<sup>st</sup> Street, Suite 100  
 3 San Jose, California 95112  
 4 Telephone: (408) 295-9555  
 4 Facsimile: (408) 295-6606

The following constitutes  
 the order of the court. Signed March 25, 2013

*M. Elaine Hammond*

M. Elaine Hammond  
 U.S. Bankruptcy Judge

5 ATTORNEYS FOR  
 6 Deanna Harvey formally known as Deanna Foust  
 6 individually, and as Trustee For  
 7 THE KRECHUNIAK, AISHA A.  
 7 2001 TRUST

8 UNITED STATES BANKRUPTCY COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 (Oakland Division)

11 In re: ) Case No. 12-49299  
 12 DOUGLAS FOUST ) CHAPTER 7  
 13 ) **ORDER ON MOTION FOR RELIEF  
 14 Debtor. ) FROM AUTOMATIC STAY**  
 15 ) Date: March 22, 2012  
 15 ) Time: 10:00 a.m.  
 16 ) Location:  
 16 ) United States Bankruptcy Court  
 17 ) 1300 Clay St.,  
 17 ) Oakland, CA 94612  
 18 ) Judge: Hon. M. Elaine Hammond  
 19 )

20 On March 22, 2013, the Motion For Relief From Automatic Stay filed by creditor DEANNA  
 21 HARVEY previously known as DEANNA FOUST ("Moving Party") to lift the automatic stay as to  
 22 Debtor DOUGLAS FOUST ("Debtor") and Debtor's bankruptcy estate with respect to the following  
 23 pending California state court matter: Dissolution of Marriage in Alameda County Superior Court,  
 24 Action No. VF073741388 ("Family Court Matter") and the second is a Civil Court Action against  
 25 Debtor and Moving party for Quiet Title To Real Property filed in the Superior Court in Alameda  
 26 County Case No. HG11601440 ("Civil Court Action"), consolidated with the Family Court Matter on  
 27 September 18, 2012. (Collectively the "State Litigation") ("Motion") came on regularly for hearing  
 28 before the Honorable M. Elaine Hammond of United States Bankruptcy Court as indicated above.

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ORDER ON MOTION FOR RELIEF FROM AUTOMATIC STAY

1 The Court, having read and considered the Motion, noted the appearances of parties and counsel as  
2 reflected in the court's record, considered the arguments of counsel as indicated on the court's  
3 record, and found good cause, does hereby grant the Motion and therefore:

4 **IT IS HEREBY ORDERED, ADJUDGED, and DECREED:**

5 1. The Motion is granted pursuant to 11 U.S.C. 362 (d)(1);

6 2. Relief from the automatic stay is granted as to the State Litigation so the parties  
7 thereto may proceed to final judgment;

8 3. Enforcement of any judgment against the Debtor or property of the estate in the State  
9 Litigation is stayed pending further order of this Court; and

10 4. Federal Rule of Bankruptcy Procedure 4001 (a)(3) is waived.

11 \*\*\*End of Order\*\*\*

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ORDER ON MOTION FOR RELIEF FROM AUTOMATIC STAY

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ORDER ON MOTION FOR RELIEF FROM AUTOMATIC STAY